

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

v.

DON N. MARTIN, JR.,

Defendant.

NO. CR-05-2017-EFS

FINAL FORFEITURE ORDER

WHEREAS, on December 6, 2006, the Court entered a Preliminary Order of Forfeiture under 18 U.S.C. § 2253, preliminarily forfeiting the following personal property to the United States:

- (1) one Gateway 2000 computer tower, serial number 5215409;
- (2) one Premio computer tower, serial number 9700052756;
- (3) one Dell Inspiron laptop computer, model # PP01X, serial number CN-03N64212861-224-7140;
- (4) one unmarked computer tower with no identifiable exterior serial number;
- (5) one ADS technologies DVD R/RW drive;
- (6) three (3) ADS Technologies hard drives;
- (7) one Belkin UPS, serial number 20104837480W6;
- (8) two (2) Maxtor hard drives, serial numbers Y62LTK3E, and Y43XGYJE;

- 1 (9) five (5) 3.5" floppy disks;
2 (10) 675 compact disks; and
3 (11) 120 3.5" floppy disks.
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5 WHEREAS Defendant DON N. MARTIN, JR.'S interest in the personal
6 property described above was forfeited to the United States under the
7 plea agreement and judgment filed herein.

8 WHEREAS 18 U.S.C. § 2253(m) and Federal Rule of Criminal Procedure
9 32.2 require the resolution of all third-party claims to the property in
10 the Final Forfeiture Order.

11 On December 21 and 28, 2006, and again on January 4, 2007, the
12 Notice of Preliminary Order of Forfeiture was published in the Daily Sun
13 News, a newspaper of general circulation in Yakima County, Washington,
14 which notified all third parties of their right to petition the Court
15 within thirty (30) days for a hearing to adjudicate the validity of their
16 alleged legal interest in the real property described above. This thirty
17 (30) day period expired on February 5, 2007.

18 It appears to the Court that Defendant DON N. MARTIN, JR.'S interest
19 has been resolved by the plea agreement and judgment filed herein.

20 It also appears to the Court that no other timely petitions have
21 been made claiming an interest in the personal property.

22 Accordingly, **IT IS HEREBY ORDERED:** The personal property described
23 herein is hereby condemned and forfeited to the United States of America
24 and no interest shall exist in any other person. Because all claims to
25 the subject property have been addressed, the United States Marshals
26 shall dispose of the forfeited property in accordance with law.

1 **IT IS SO ORDERED.** The District Court Executive is directed to enter
2 this Order and to provide copies to counsel.

3 DATED this 4th day of March, 2008.

4
5 s/Edward F. Shea
6 EDWARD F. SHEA
 United States District Judge

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